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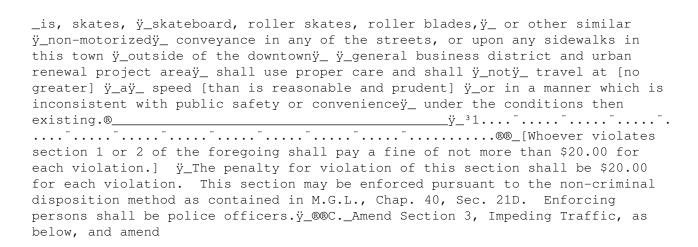
SPECIAL TOWN MEETING
April 27, 29, May 4 & 6, 1992

The meeting was televised by Amherst Community Television. The Special Town Meeting was called to order by the Moderator, Francesca Maltese at 7:37 P.M. There were 250 town meeting members; 128 checked in and a quorum was declared. The call and return of the meeting were read by Town Clerk, Cornelia D. Como. Seymour Friedman, Margot Parrot, Alan \_\_Shapiro, Nonny Burack, Robert Grose, Ann Grose and Felicity Callahan were sworn as tellers by the Moderator.®®ÿ\_Article 1ÿ\_. Voted to hear only those reports of the Town officers, Finance Committee, and any other Town boards or committees which are not available in written form.®Action taken on 4/27/92.®®ÿ\_Article 2ÿ\_. Voted unanimously that the Town amend the Zoning Bylaw in the following manner: 80\_amend the B-G District column in Table 3, Dimensional Regulations, by deleting the language or numerals i\_n brackets and adding the underlined language or numerals, as follows: @@@ÿ\_Dimensionÿ\_'ÿ\_ÿ\_'ÿ\_'ÿ\_'ÿ\_'ÿ\_B-G Districtÿ\_@@@Minimum Front Setback  $(ft.)^{-20}c_{8}Maximum Floors_a_{-1}[3] \ddot{y}_{9}Maximum Height_a_ (feet)_{-1}$ 50®®a.\_Requirement may be modified under a Special Permit, issued by the ÿ\_Zoningÿ\_ Board of Appeals.®®c.\_Applies to any part of a building which is within 200 feet of the side boundary of a Residence District abutting on the same street within the same block; otherwise [a 5 foot] ÿ\_no frontÿ\_\_\_ setback is required.®Action taken on 4/27/92.®®ÿ\_Article 3ÿ\_. Voted YES 122, NO 11 that the Town amend the Official Zoning Map of the Town by rezoning Parcel 21, Map 17D, and that portion of Parcel 4, Map 21A zoned R-LD-PURD-AP located west of the Central Vermont Railroad and east of South East Street, from the Low Density Residence District (R-LD) to the Outlying Residence District (R-O), as shown on Planning Board Exhibit "A."@Action taken on 5/6/92.@(On 4/27/92 it was voted to defer consideration of\_\_ this article until after Article 22.)®®ÿ\_Article 4ÿ\_. DEFEATED. YES 59, NO 119 (Zoning Bylaw Amendment® Maplewood Organic Farm)  $^{\circ}$  ®Action taken on 4/27/92.  $^{\circ}$  ®Bÿ\_Article 5ÿ\_. Voted unanimously to refer to Planning Board.® (Zoning Bylaw Amendment - Section 10.5)®Action taken on 4/27/92.88 Ärticle 6 ½. DISMISSED. (Zoning Bylaw Amendment - Section 10.03) ®Action taken on 4/27/92.®\_\_\_\_

Regula\_ tions, Conduct In or On Public Ways and Places and Article VI, Non-Criminal Disposition, of the Town Bylaws by deleting the language in brackets and adding the underlined language, as follows: ®BA. Amend Section 1, Bicycle Regulations, as follows: BB\_ No person shall operate a bicycle at a speed [greater than is reasonable and prudent] ÿ\_or in a manner which is inconsistent with public safety or convenience yunder the conditions then existing. BB\_ The operator of a bicycle emerging from an alley, drivewa\_ yor building shall, upon approaching a sidewalk or the sidewalk area extending across any alleyway, yield the right of way to all pedestrians approaching on said sidewalk or sidewalk area, and upon entering the roadway shall yield the

across any alleyway, yield the right of way to all pedestrians approaching on said sidewalk or sidewalk area, and upon entering the roadway shall yield the right of way to all vehicles approaching on said roadway. ®®\_No person shall ride a bicycle upon aÿ\_ny publicÿ\_ sidewalk ÿ\_or public pedestrian easementÿ\_ within [a] ÿ\_the downtownÿ\_ general business district ÿ\_or urban renewal project area, except upon those ways where veh

icular passage by the public is explicitly allowedy. When riding on sidewalks outside [a] y\_the downtown generaly\_ business district y\_or urban renewal project areay, bicyclists shall yield the right of way to pedestrians, use care at all times and give an audible sign before overtaking and passing any pedestrian. If sidewalks are crowded, bicyclists must dismount, or ride in the streets.®®\_y\_The penalty for violation of this section shall be \$20.00 for each violation. This section may be enforced pu



\_Article VI, Non-Criminal Disposition of Violat ons, changing the fine amount under this section from \$200.00 to \$50.00:88\_No person shall obstruct or impede pedestrian traffic upon any sidewalk ÿ\_or public pedestrian easement, ÿ\_ or obstruct or impede vehicular traffic upon any street in the townÿ\_, unless reservation therefor has been secured in accordance with the provisions of Article III, Parades and Public Meetings of these by-lawsÿ\_.®®\_Whoever violates this section shall pay a fine of not more than \$\_\_200.00 for each violation. 88\_ÿ\_This section may be enforced pursuant to the non-criminal disposition method as contained in M.G.L., Chap. 40, Sec. 21D. Under this option, the penalty for violation of this section shall be \$50.00 for each violation. Enforcing persons shall be police officers. \(\bar{y}\_{\text{-}}\)\(\text{@}\)\(\text{D}\).\_Add a new Section 4, Parking and Delivery Regulations, below. Renumber existing sections 4-7 as sections 5-8, both in this Article and in Article VI, Non-Criminal Disposition of Violations. ®B\_ÿ\_4. Parking & \_\_Delivery Regulations. The select board is authorized to promulgate regulations governing the location, time and duration of parking for all purposes, including but not limited to the pickup or delivery of goods, wares and merchandise, repairs, service, waste handling or recycling, within public ways in the town and upon all public rights-of-way, easements and leaseholds used or intended for pedestrian and/or vehicular passage. The select board shall have the authority to amend said regulations from time\_\_ to time, and to set fines for violations. Prohibitions and restrictions under said regulations shall become effective upon installation of signs giving notice thereof.ÿ\_® ®\_ÿ\_Prior to adoption of said regulations and any subsequent amendment thereto, the select board shall conduct a public hearing, notice of the time and place of which, and of the subject matter, sufficient for identification, shall be posted in a conspicuous place in the town hall for not less than fourteen (14) days before the day of \_\_such hearing and said notice shall also be published in a newspaper of general circulation in the town once in each of two weeks, the first publication to be not less than fourteen (14) days before the day of the hearing.ÿ\_®®\_ÿ\_Where proposed regulations or amendments to said regulations apply to easements or leaseholds, owners of the encumbered properties shall be notified of the hearing by mail at least fourteen (14) days prior to the day of the hearing. Further, all reasonable and practicable attempts\_\_ shall be made to notify business or residential tenants of immediately affected or abutting properties. "BAction taken on 4/29/92.®\_\_

 $\ddot{y}_{-}^{3}1...^{-}...\\ \&Articl\ddot{y}_{-}e 8. Vote\ddot{y}_{-}d YES 102, NO 63 that for a period of one year (until April 1993) the Town study the impact of housing on its tax rate, and what public policy should be pursued in this area, and report the finding of such study to Town Meeting in the Spring of 1993. Raction taken on 4/27/92. Racticle\ddot{y}_9.$ 

DEFEÿ\_ATED. (Employment Contracts Resolution)®Action taken on 4/29/92.®®Articleÿ\_ 10. Voteÿ\_d that the Town tr\_\_ansfer \$22,500 from the Highway Construction and Maint nance Budget of the 1992 Fiscal Year to the Police Budget of the 1992 Fiscal Year. @Action taken on 4/29/92. @BArticleÿ\_ 11. Voteÿ\_d unanimously that the Town transfer \$10,000 from the Debt Service Account of the 1992 Fiscal Year and \$10,000 from the Snow and Ice Account of the 1992 Fiscal Year to the Reserve for Extraordinary and Unforeseen Expenditure Account of the 1992 Fiscal Year. BAction taken on 4/29/92. BBArticley\_ 12. DEFEY\_ATED. YES 33, NO 11\_5. (Municipal Fire Protection Services)®Action taken on 4/29/92.®®Articleÿ\_ 13. Voteÿ\_d YES 116, NO 9 that the Town authorize the Select Board to petition the General Court for a special act which provides that notwithstanding any general or special law to the contrary, and notwithstanding the Town's acceptance of the provision of Section 3A of Chapter 64G of the General Laws, within the Town of Amherst: 881. exemption "(a)" of Section 2 of Chapter 64G shall be amended by substituting for the expression \_\_\_"lodging accommodations" the following expression: "residential (but not including transient) lodging accommodations" such that exemption "(a)" then reads: "(a)" residential (but not including transient) lodging accommodations at federal, state or municipal institutions; " and ® 2.\_exemption "(b)" of Section 2 of Chapter 64G shall be amended by substituting for the expression "lodging accommodations" the following expression: "residential (but not including transient) lodging accommodations" such that ex\_\_emption "(b)" then reads: "(b)" residential (but not including transient) lodging accommodations at religious, charitable, educational or philanthropic institutions; " and 883.\_"transient" shall be interpreted to mean "occupancy" as defined in Section 1(g) of Chapter 64G, except that "a period of 30 consecutive days" shall be substituted for "a period of 90 consecutive days". BAction taken on 5/6/92. B(On 4/29/92 it was voted to defer consideration of this article until after Article 25.)®®Articleÿ\_ 14. Vote\_\_ÿ\_d unanimously that the Town appropriate \$10,000 from the Stabilization Fund for repair to the Cushman School.®Action taken on 5/4/92.®(On 4/29/92 it was voted that this article be considered on 5/4/92 at 7:30 p.m.) &BArticle \( \tilde{y}\_1 \) 15. DISMÿ\_ISSED. (Town Hall Moving Expenses)®Action taken on 4/29/92.®\_\_

<sup>16</sup>ÿ\_. Voted that the Town advise the Select Board and the Town Manager to assist the Amherst Housing Authority and the Conservation Commission with the mitigation of the effects of the unassigned landfill on and behind Lot #11, Jenks Street, as follows: @@a.\_That Town forces should remove six feet from the top of the landfill and replace it with one foot of loam, using some of the material from the top of the \_"landfill to make the slope at the rear of the andfill more gradual, subject to the approval of the Conservation Commission. @@b.\_That Town forces should, using materials supplied by the Housing Authority, install permanent drainage improvements on Lot #11; @@c.\_That the Town

should provide and plant no more than six trees from the Town nursery on and around the mound in locations to be determined by the Housing Authority. ®Action taken on 4/29/92.®® $\ddot{y}$ \_Article  $17\ddot{y}$ \_. Voted unanimously that the Town appropriat"-e \$1,200,000 for construction, capping, sealing of Cell #2 and other related purposes at the sanitary landfill and that to meet such appropriation the Treasurer be authorized to borrow \$1,200,000 in accordance with General Laws, Chapter 44, Section 8, Clause 24.®Action taken on 4/29/92.®®ÿ\_Article 18ÿ\_. Voted that the Town approve the comprehensive plan for the management of all solid waste within the Eastern Hampshire Regional Refuse District proposed by the District to its Member Towns pursuant to the "provisions of Section 7.1.1 of the Regional Agreement.®Action taken on 5/4/92.®(On 4/29/92 it was voted to postpone consideration of this article until after Article 14.)®(A motion to refer the draft Eastern Hampshire Regional Refuse District Solid Waste Management Plan back to the District Board with instructions to revise the Plan was defeated YES 74, NO 101.)®®ÿ\_Article 19ÿ\_. DISMISSED. (South Amherst Stop Signs) ®Action taken on 4/29/92. ®89:46 P.M. The meeting voted to adjourn to Monday, May 4, 1992- at 7:30 P.M. in the Auditorium of the Amherst Regional Junior High School. 171 town meeting members were checked in. The adjourned session of Monday, May 4, 1992 was called to order by the Moderator at 7:40 P.M. 128 town meeting members were checked in.®®On May 4, 1992, articles 14, 18 & 20 were considered and action was taken. 8810:10 P.M. The meeting voted to adjourn to Wednesday, May 6, 1992 at 7:30 P.M. in the Auditorium of the Amherst Regional Junior High School. 182 town meeting members were ch\_ecked in. The adjourned session of Wednesday, May 6, 1992 was called to order by the Moderator at 7:45 P.M. 127 town meeting members were checked in.®\_\_\_

pollution.®®-\*\_A ban on international traffic in toxic wastes.®®-\*\_Environmental

accountability for all branches of government including the
military.®® <sup>-</sup> *_Reductions in worldwide deforestation, desertification, and loss
of wetlands.®® <sup>-*</sup> _The encouragement of appropriate, environmentally sound
agricultural practices.®® <sup>-</sup> *_The maintenance of worldwide biodiversity through
efforts to protect threatened species and habitats. 88 -* Protection of the oceans
and inland water bodies t#%hrough worldwide reductions in marine and freshwater
pollution.®® *_The development by nations and institutions of new economic
indicators that take into account the environmental and social costs of doing
business as well as broadened "value" measurements, and the incorporation of
such indicators in international trade agreements. (88d)_pledge that the Town will
work with other communities to stay engaged in the Earth Summit process.®Action
taken on 5/6/92.®®ÿ_Article 24ÿ Voted that Amherst Town Meeting\$_ direct the
Selectboard to send the following resolution to President Bush, Senators Kennedy
and Kerry, and Congressman Olver:®®Whereas with the ending of the Cold War the
current high level of military spending cannot be justified, and®®Whereas
Amherst residents face constant cutbacks in services because of severe
reductions in funding by all levels of government, and®®Whereas such cutbacks in
services endanger the well-being of Amherst residents and adversely affect their
quality of
life,®'ÿ_31
®We call for a massive shift in federal budget
priorities to respond to our nation's real security needs in the post Cold War
era,®® <sup>-</sup> 1) by enacting substantial reductions in military expenditures each year
for the next five years with the aim of reducing annual military expenditures by
at least fifty percent (to no more than \$150 billion in 1997), and®® 2) by
retraining workers and providing assistance to communities and&( employers
converting from military to civ lian production, and®®-3) by reinvesting the
money thus saved to rebuild our economy and to meet urgent domestic needs in
such vital categories as health care, education, housing, employment,
transportation, and environmental protection, and \$\mathbb{8}^{-}4)\$ by reducing the federal
deficit®Action taken on 5/6/92.®®ÿ_Article 25ÿ Voted that the Town adopt the
following resolution: ®® RESOLVED: That the Town of Amherst calls upon the
Legislature to annually appropriate and f'_ully distribute the legally required
15% of gas tax receipts to cities and towns, for the construction, maintenance,
and policing of local roads.®Action taken on 5/6/92.®®The business of the
warrant having been completed, the meeting voted to dissolve at 10:10 P.M. on
May 6, 1992. 155 town meeting members were checked in. @BAttest: @BBCornelia D.
Como®Town
Clerk®®
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